

Panaji, 28th April, 2022 (Vaisakha 8, 1944)

SERIES II No. 4

OFFICIAL GAZETTE

GOVERNMENT OF GOA

PUBLISHED BY AUTHORITY

Note:- There are two Extraordinary issues to the Official Gazette, Series II No. 3 dated 21-04-2022 as follows:—

- (1) *Extraordinary dated 25-04-2022 from pages 47 to 1166 regarding Notification & Order from Goa State Election Commission.*
- (2) *Extraordinary (No. 2) dated 26-04-2022 from pages 1167 to 1168 regarding Order & Notification from Goa State Election Commission.*

GOVERNMENT OF GOA

Department of Agriculture

Directorate of Agriculture

Notification

No. 2/12/98-D.Agr/Part II/48

In exercise of the powers conferred by Article 76 (i) of the Articles of Association of the Goa State Horticulture Corporation Ltd., and in supersession of the Government Order No. 2/12/98-D.Agr/Part II/74 dated 03-07-2017, the Government of Goa is hereby pleased to appoint the following individuals as Directors to the Board of Directors of the Goa State Horticulture Corporation Ltd., with immediate effect.

- | | |
|---|-------------|
| 1. Shri Premendra Shet, MLA of Maem Constituency | — Chairman. |
| 2. Secretary (Agriculture) | — Director. |
| 3. Secretary (Finance) or his nominee not below the rank of Under Secretary from the Finance Department | — Director. |
| 4. Director of Agriculture | — Director. |
| 5. Managing Director, GSHCL | — Director. |

By order and in the name of the Governor of Goa.

Nevil Alphonso, Director & ex officio Joint Secretary (Agriculture).

Tonca-Caranzalem, 20th April, 2022.

Department of Education, Art & Culture

Directorate of Higher Education

Order

No. ACAD III/GC/Filling of Post-Regular/98/2021/
/Part-I/404

Read: Memorandum No. ACAD III/GC/Filling-Asstt. Prof./104/2018/5259 dated 02-12-2021.

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/I/5/78(25)/2020/389 dated 20-10-2021, Government is pleased to appoint the following incumbents to the post of Assistant Professor in Geology (Group 'A' Gazetted) on temporary basis in Government Colleges under the Directorate of Higher Education in the UGC Pay Matrix Level 10 [Pay Band-3 Rs. 15,600-39,100+Academic Grade Pay of Rs. 6,000/- (pre-revised)] with immediate effect, and as per the terms and conditions contained in the Memorandum cited above:

1. Brahmanand Narahari Sawant.
2. Dattaraj Vyas Jawdekar.

They shall be on probation for a period of two years.

They have been declared medically fit by the Medical Board.

The character and antecedents of Shri Brahmanand Narahari Sawant and Shri Dattaraj Vyas Jawdekar has been verified by the Addl. Collector & ADM, North Goa and nothing adverse has been reported against them.

Consequent upon their appointment, Shri Brahmanand Narahari Sawant and Shri Dattaraj Vyas Jawdekar are posted at Government College of Arts, Science and Commerce, Sanquelim.

They shall draw their salary against the newly created post vide Order No. 1/5/2017-DHE/1024 dated 07-06-2018.

By order and in the name of the Governor of Goa.

Tushar T. Halarnakar, Under Secretary (Higher Education).

Porvorim, 19th April, 2022.

◆◆◆
Department of Finance
Debt Management Division

—
Order

No. 7/13/2018-Fin(DMU)/860

Whereas, case stands registered before the Economic Offences Cell u/s 406, 409, 420, 120-B IPC and under Section 3 & 5 of Goa Protection of Interests of Depositors (in Financial Establishments) Act, 1999 against the accused person/s 1. Bipin Singh Yadav, 2. Rajkumar Yadav, 3. Manjeet Kumar, Directors of Kalpataru Builtech Corporation Limited having office 1st floor, JD Business Centre, Sachdeva Engineering College, N-H2 Farah Mathura UP-281122 and 1. Umesh Chadra Kushwaha, 2. Prithia Gauncar, 3. Mohan Anand Naik, Directors of Kanak Realtech India Limited having office at c/o Umesh Chandra Kushwaha, Batipura, Digariya, Mahoba UO-210427.

And whereas, during the course of investigation the properties belonging to Accused Company and its Directors were identified for attachment in order to protect the interest of depositors.

And whereas, the Office of the Director General of Police, Police Headquarters, Panaji-Goa vide letter dated 17-11-2021 has proposed to issue Ad-Interim Order of Attachment of property.

Now therefore, in exercise of the power conferred under Section 3 of Goa Protection of Interests of Depositors (in Financial Establishments) Act, 1999, the Government hereby passes an ad-interim order for attachment of property mentioned herebelow till further orders and transfer the control over the said properties in the name of Additional Collector South, Competent Authority under Goa Protection of Interests of Depositors (in Financial Establishments) Act, 1999, with direction to take further necessary action:-

1) Property bearing survey No. 156/3 know as Gontgally Murdy or Godgal at Sirvoi Village, Quepem total admeasuring 4004 sq. mts.

2) Property survey No. 96/1-A known as Pedamol or Pedamale at Sirvoi Village, Quepem total admeasuring 23000 sq. mts.

3) Property bearing survey No. 260/1-B known as Belatembo Condi, Cuncolim total admeasuring 12103 sq. mts.

4) Property bearing survey No. 191/1 known as Govind Damu Naikalem at Karai, Shiroda, Ponda total admeasuring 36790 sq. mts.

5) Property bearing survey No. 260/1 known as Bela Tembo situated at Talvorda of Cuncolim Village total admeasuring 760 sq. mts.

By order and in the name of the Governor of Goa.

Pranab G. Bhat, Under Secretary, Finance (Budget-II).

Porvorim, 20th April, 2022.

◆
(Revenue & Control) Division

—
Notification

No. 2/3/85-Fin(R&C)/263

In exercise of the powers conferred by Section 6 of the Goa Toddy Tappers Welfare Fund Act, 1984 (Act No.17 of 1985), read with Clause 3 of the Goa Daman and Diu Toddy Tappers' Welfare Fund Scheme, 1985, the Government of Goa hereby reconstitutes the Goa Toddy Tappers' Welfare Fund Board, consisting of the following members, namely:-

- | | |
|--------------------------|-------------|
| 1. Shri Aleixo Reginaldo | — Chairman. |
| Lourenco, MLA (Curtorim) | |
| 2. Shri Ulhas Tuenkar | — MLA, |
| | Navelim. |

Non-Official Members

- | | |
|---|-----------|
| 1. Shri Antonio Francisco | — Member. |
| Remy Borges,
President, All Goa Toddy
Tappers Association,
H. No. 377, Igrojewaddo,
Agonda, Canacona, Goa | |
| 2. Shri Caridade Fernandes, | — Member. |
| Vice President, All Goa
Toddy Tappers Association,
Near Beach Arambol,
Pernem, Goa | |
| 3. Shri Shashikant Shiva | — Member. |
| Pednekar, H.No. 311, Danda
Siolim, Bardez-Goa | |
| 4. Shri Micheal Cardozo, | — Member. |
| H. No. 425, Mobor,
Cavelossim, Salcete, Goa | |

Official Members

1. Under Secretary Finance (Revenue & Control) — Member.
2. Director of Social Welfare, Panaji, Goa — Member.
3. Professor and HOD, Department of Orthopaedic Surgery, Goa Medical College & Hospital, Bambolim-Goa — Member.
4. Director of Institute of Public Assistance, Panaji, Goa — Member.
5. Director of Agriculture, Tonca, Caranzalem — Member.
6. Commissioner of Excise — Member Secretary.

The official members attending the Board meetings shall be treated as on duty and entitled to TA/DA whenever admissible under the relevant rules.

The non-official members shall be entitled for sitting fees at the rate prescribed by the Government for members of such statutory Board/Committee, from time to time.

The expenditure on sitting fees of non-official members shall be debited to "2039-State Excise" Head of Account.

By order and in the name of the Governor of Goa.

Pranab G. Bhat, Under Secretary, Fin. (R&C).

Porvorim, 25th April, 2022.

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Department of Forest

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Order

No. 5/6/2012-FOR(Part)/63

- Read: 1) Order No. 5/6/2012-FOR (Part)/398 dated 26-10-2012.
- 2) Order No. 5/6/2012-FOR (Part)/220 dated 17-07-2013.
- 3) Order No. 5/6/2012-FOR (Part)/12 dated 14-01-2014.
- 4) Order No. 5/6/2012-FOR (Part)/223 dated 16-06-2017.
- 5) Order No. 5/6/2012-FOR (Part)/302 dated 30-07-2019.

In pursuance of Clauses (i) and (ii) of Article 76 of the Articles of Association of the Goa Forest

Development Corporation Ltd., (hereinafter called as the 'said Corporation'), and in supersession of the Government Order No. 5/6/2012-FOR (Part)/398 dated 26-10-2012 published in the Official Gazette, Series II No. 32 dated 08-11-2012, the Government of Goa hereby appoints the following persons as members of the Board of Directors of the said Corporation, with immediate effect:-

- 1) Smt. Deviya Rane, MLA, Poriem — Director.
- 2) Principal Chief Conservator of Forests — Director.
- 3) Deputy Conservator of Forests (South Goa Division) — Director.
- 4) Managing Director, Goa Forest Development Corporation — Managing Director.

Further, in pursuance of Clause (iii) of said Article 76 of the Articles of Association of the said Corporation, the Government of Goa hereby appoints Smt. Deviya Rane, MLA, Poriem, as the Chairman of the Goa Board of Directors of the said Corporation, with effect from the date of issue of this Order, until further orders.

By order and in the name of the Governor of Goa.

Puneet Kumar Goel, Chief Secretary (Forest).

Porvorim, 22nd April, 2022.

—

Order

No. 1/DCF/RES/50/FTS/2019-20/67

Sanction of the Government is hereby accorded to incur an expenditure of Rs. 75,82,628/- (Rupees Seventy five lakhs eighty two thousand six hundred twenty eight only) inclusive of all taxes towards the work of mentioned below:-

1. Upgradation of facilities and Infrastructure for toilet block next to ADM block amounting Rs. 14,26,185/- (Rupees Fourteen Lakhs Twenty Six Thousand One Hundred Eighty Five Only).
2. Upgradation of facilities and infrastructure for auditorium at Forest training School (ITS), Valpoi to Goa State Forest Research & Training Institute (GFRTI) amounting Rs. 61, 56,443/- (Rupees Sixty One Lakhs Fifty Six Thousand Four Hundred Forty Three Only).

The expenditure shall be debited to the Budget Head as follows:-

Demand No. 68

- 4406 — Capital Outlay on Forestry & Wildlife.
- 01 — Forestry.

- 070 — Communications and Buildings.
 03 — Communications and Construction (P).
 53 — Major Works.

This issues with the concurrence of Finance Department vide its U.O. No. Finance (Exp) Department 1400085063 dated 10-03-2022.

By order and in the name of the Governor of Goa.

Antonio Savio Lourenco, Under Secretary (Forest).

Porvorim, 25th April, 2022.

◆◆◆
Goa Human Rights Commission
 Office of the Goa Human Rights Commission
 Panaji-Goa

Proceeding No. 90/2017

Inquiry Report

The Complainant/Shri A. B. Pankar has filed the present complaint alleging that there was a delay of seven years for settlement of his legitimate retirement dues and over eight years of departmental inquiry causing financial loss to him. He has also alleged that the interest on delayed payment has not been paid till date.

2. The Complainant retired from services of EDC Ltd. on 31-12-2008 on superannuation after 33 years. The Complainant has stated that in June, 2015, after, a delay of about seven years, he received partial retirement dues comprising of superannuation benefit disbursed through the Life Insurance Corporation of India (LIC). He received interest from LIC for delayed period i.e. from January, 2009 till June, 2015. He has further stated that no interest has been paid by EDC Ltd., on the retirement dues which were released simultaneously after a delay of about seven years. It is also the case of the Complainant that he has not been given copy of the report of the departmental inquiry which was delayed for over eight years. The Complainant has prayed that the EDC Ltd. may be directed to pay him the interest amounting to Rs. 8,07,322/- (Rupees eight lakhs seven thousand three hundred twenty two only) as on 20th June, 2015 and additional interest at 12% compounded quarterly till the date of final settlement.

3. Taking cognizance of the complaint, this Commission called for report from the Managing Director, EDC Ltd., EDC House, Panaji-Goa/Respondent. In pursuance to the notice, the Respondent has filed reply dated 23-06-2017. The

Complainant has filed Rejoinder dated 02-08-2017. The Respondent has filed Sur-Rejoinder dated 12-04-2018. The Complainant has filed Sur-Rejoinder dated 04-07-2018.

4. The case of the Respondent in brief is as follows:-

The Respondent vide letter No. EDC/ADM/3820 dated 02-01-2009, informed the Complainant that the decision for release of retirement benefits to him under the EDC Employees Superannuation Scheme and Leave Encashment Scheme shall be the subject to the outcome of the disciplinary proceedings in respect of non-payment of Wealth Tax initiated against the Complainant. The reason for not making the payment of retirement dues was due to the disciplinary proceedings that were pending against the Complainant as on date of retirement i.e. 31-12-2008.

The Respondent vide letter No. EDC/ADM/212 dated 28-01-2009, informed the Complainant that the respondent has decided to release the balance retirement benefits of superannuation and leave encashment on his handing over the charge and up to date books of accounts of EDC Employees Provident Fund Trust to the new Trustees appointed vide Order dated 21-02-2008. Thereafter, on 19-06-2015, a cheque dated 18-06-2015 for Rs. 7,03,280/- was forwarded to the Complainant towards payment of leave encashment.

The Respondent has further stated that in its 352nd Board Meeting held on 02-09-2016, after discussions in brief as regards payment of interest on leave encashment amount at a later stage than the retirement date which was due to a Board decision taken and the prevailing circumstances then, the Board decided not to pay interest as requested by the Complainant.

5. I have heard the Complainant and Adv. Nikhil Vaze for the Respondent. Both the Parties have filed written arguments which are on record. I have also gone through the entire records of this case.

6. On the basis of the material brought on record, the points for determination are formulated as follows:-

- i. Whether the complaint is barred by Law of Limitation in terms of Section 36 (2) of the Protection of Human Rights Act, 1993.
- ii. Whether the Complainant is entitled for interest on retirement dues for delay in pensionary benefits.

I shall first deal with the question of limitation. The Respondent in its written arguments has

contended for the first time that the complaint is barred by Law of Limitation. It is contended by the Respondent that Section 36(2) of the Protection of Human Rights Act, 1993, provides that the Central or the State Commission shall not inquire into any matter after the expiry of one year from the date on which the act constituting violation of human rights is alleged to have been committed. It is submitted that the complaint has been filed on 30-03-2017 and the Complainant has requested for payment of interest as on 20-06-2015. Thus, according to the Respondent, the claim of the Complainant for payment of interest has been filed 21 months after the receipt of payment of retirement dues by the Complainant. On the contrary, the Complainant in his written arguments has submitted that considering the habitual approach of purposeful delays by the Respondent, the matter was regularly followed up by the Complainant at various levels. It is submitted that the cause of action to claim the compensatory dues was continued time to time for which correspondence was done till filing of the present complaint. It is next contended that the matter of payment of interest was taken up in the 352nd Board Meeting of EDC Ltd., held on 02-09-2016 and as such there was acknowledgment of compensatory dues payable to the Complainant and hence further cause of action also arose from 02-09-2016. It is submitted that the present proceeding is filed on 03-03-2017 (should be 30-03-2017) and as such the complaint is within the period of limitation.

It is apparent that the matter of payment of interest was under consideration by the Respondent. In my opinion therefore the cause for action for filing the present complaint has to be construed w.e.f. 02-09-2016. Thus, the complaint is within the period of limitation. The contention of the Respondent that the complaint is barred by the Law of Limitation is therefore rejected.

The next question for my determination is whether the Complainant is entitled for interest on delayed payment of pensionary benefits. The records indicate that the Complainant retired on superannuation on 31-12-2008. The Complainant received a cheque dated 18-06-2015 for Rs. 7,03,280/- (Rupees seven lakhs three thousand two hundred eighty only) towards payment of leave encashment. Thus, it is seen that the Complainant received pensionary benefits towards payment of leave encashment after a delay of about six years and six months. In my view, the Complainant is entitled to receive interest on leave encashment from the date of his retirement.

7. The Respondent has resisted the claim of the Complainant on three grounds. First ground is that the disciplinary proceedings in respect of non-payment of Wealth Tax was initiated against the Complainant and the said disciplinary proceedings were pending against the Complainant as on the date of retirement i.e. 31-12-2008. In my considered opinion, pendency of disciplinary proceedings cannot be an excuse to delay the payment of retirement dues. There was no legal prohibition to the Respondent to pay the retirement dues, even though the disciplinary proceedings were pending against the Complainant. This justification given by the Respondent for non-payment of retirement dues therefore cannot be accepted.

The next ground urged by the Respondent for not releasing the balance retirement benefits was that the up to date books of accounts of EDC Provident Fund Trust were not handed over by the Complainant to the new Trustees. The Respondent in its written arguments has submitted that the Complainant has taken time of six years to handover all the files, cheque books and other relevant documents pertaining to EDC Provident Fund Trust. It is further submitted that there was no reason for the Complainant to hold the documents pertaining to the EDC Provident Fund Trust for six years after his retirement. It is also submitted that the Complainant himself was responsible for delay in payment. This ground also does not appeal to my mind. There was nothing to prevent the Respondent to release the balance retirement benefits of superannuation and leave encashment to the Complainant as on the date of retirement.

The third ground for non-payment of retirement benefits is that the Board in its 352nd Meeting held on 02-09-2016 decided not to pay interest as requested by the Complainant. The extract of the minutes of the 352nd Board Meeting is on record as Exhibit 'C'. In the said meeting it is stated that the Board decided not to pay interest as decided in the meeting. The decision taken by the Board meeting appears to my mind arbitrary in nature. The decision of the Board, therefore, cannot come to the rescue of the Respondent.

8. The Respondent in its written arguments has also contended that the interest cannot be claimed through this Commission. It is submitted that this Commission cannot adjudicate as to whether the Complainant is entitled for interest. It is also submitted that this Commission does not have jurisdiction to grant interest as requested by the Complainant. I am not able to reconcile myself with this contention of the Respondent. In my opinion,

the claim of the Complainant for interest on delay of payment is a part of pensionary benefits. The Complainant therefore cannot be denied interest on delayed payment. The non-payment of interest on delayed payment of retirement dues In my view is a violation of basic human rights of the Complainant.

9. In the facts and circumstances of this case, the Commission makes the following recommendations:-

I. The Respondent shall pay interest on delayed payment to the Complainant at lending rate by Nationalised Banks.

II. The Respondent shall pay compensation of Rs. 10,000/- (Rupees Ten thousand only) to the Complainant on account of mental agony suffered by the Complainant on account of delay in payment of interest.

Date: 03-07-2019.

Place: Panaji-Goa.

Sd/-

(A.D. Salkar),

Member,

Goa Human

Rights Commission.



EDC LIMITED

EDC House, 1st Floor, Dr. Atmaram Borker Road, P.B. No. 275, Panaji, Goa - 403 001
Telephone : 0832 2224510 to 2224518 Email : edcpanaji@edc-go.com
Website: www.edc-go.com CIN: U65993GA1975SGC000214

BY HAND DELIVERY

NO. EDC/PER/2620

To,

Date: 15/03/2022

The Section Officer,

Office of the Goa Human Rights Commission,

Old Education Department Bldg.,

1st Floor, 18th June Road,

Panaji-Goa 403001.

Put up the file.
U/Bakre
12/03/22
A.D. Salkar
17/3/22

Ref: Your communication dated 04/03/2022 in the matter of complaint dated 30/03/2017 filed by Mr. A. B. Pankar (Ex-CGM, EDC Ltd.)

Sir,

Action has been taken in the above matter & the matter stands finally settled in line with the communication addressed by Mr. A. B. Pankar dated 21/07/2020 to EDC Ltd. A copy of the said letter of Mr. A. B. Pankar dated 21/07/2020 is enclosed for perusal & records.

Yours Sincerely,

Indira Fernandes
(Smt. Indira Fernandes)

Deputy General Manager

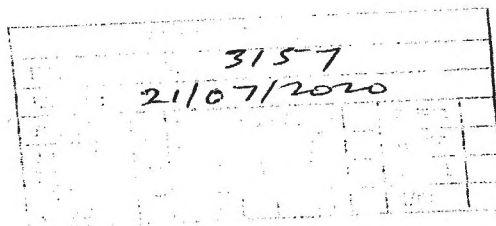
(Personnel)



File
U/Bakre
25/03/22

A.B. Pankar,
Ex. CGM, EDC Ltd.,
29 Ashlesha, Housing Board,
Near Kadamba Stand,
Ponda, Goa
21st July, 2020.

To,
The chairman,
EDC Ltd.,
EDC House,
Panaji - Goa.



Sub: Final settlement of my leave encashment - retirement dues.

Dear Sir,


I thank you for your letter No. EDC/PER/2055 dated 13/7/2020 on the above subject.


I am accepting the cheque No. 785398 dated 10/7/2020 for an amount of Rs.6.00 lakhs towards full and final settlement of my retirement dues pertaining to leave encashment, including compensation amount towards mental agony as per the recommendations of the GHRC.

I agree that no further claim in this regard will be raised against the Corporation.

Thanking you,

Yours faithfully,


(Ashok B. Pankar) 21/07/20


21/7

 21/7.

Department of Handicrafts, Textile & Coir

Notification

No. 2/19/2022 (HT&C)/25

Read: Notification No. 8/4/202-IND/229 dated 04-09-2017 published in the Official Gazette, Series II No. 23 dated

In pursuance of Article 63, read with Article 65, of the Articles of Association of the Goa Handicrafts, Rural and Small Scale Industries Development Corporation Limited, and in supersession of the Government Notifications read above and any other

Notification and Orders issued in this regards, the Government of Goa hereby reconstitutes the Board of Directors of the Goa Handicrafts, Rural and Small Scale Industries Development Corporation Limited, as follows, namely:-

- | | |
|--|-------------|
| 1. Shri Pravin Arlekar, MLA,
Pernem | — Chairman. |
| 2. Secretary (Industries) | — Director. |
| 3. Finance Secretary or his
nominee not below the
rank of Under Secretary
from Finance Department | — Director. |

4. Director of Industries, Trade & Commerce — Director.

5. Managing Director, Goa Handicrafts, Rural and Small Scale Industries Development Corporation Limited — Director.

This Notification shall come into force with immediate effect.

Tulsidas Karanzalkar, Under Secretary (HT & C).

Porvorim, 19th April, 2022.

◆◆◆
Department of Home
Home—General Division

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Order

No. 24/17/2010-HD(G)/Part/6285

On the recommendation of the Goa Public Service Commission as conveyed vide its letter No. COM/II/12/58(1)/2011/504 dated 31-01-2022, the Governor of Goa is pleased to declare the following Assistant Public Prosecutors to have satisfactorily completed their probation period and to confirm them in the post of Assistant Public Prosecutors under the Directorate of Prosecution with effect from the date mentioned against their names:-

Sr. No.	Name of the Officers	Date of joining as Assistant Public Prosecutor	Date of completion of probation period and confirmation
1.	Shri Ian S. Pimenta	21-11-2018	20-11-2020.
2.	Shri Anirudha A. P. Chimulkar	21-11-2018	20-11-2020.
3.	Shri Sitaram M. Redkar	21-11-2018	20-11-2020.
4.	Smt. Savita Madkaikar	21-11-2018	20-11-2020.

By order and in the name of the Governor of Goa.

Girish G. Sawant, Under Secretary (Home-II).

Porvorim, 19th April, 2022.

Notification

No. 24/12/2017-HD(G)/6302

In exercise of the powers conferred by sub-rule (1A) of Rule 4 of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Rules, 1995, the Government of Goa hereby specifies the following panel of Public Prosecutors for conducting cases in the Special Courts in the North Goa District and South Goa District, namely:-

North Goa District	South Goa District
1	2
1. Smt. Poonam Bharne	1. Shri V. G. Costa.
2. Smt. Anuradha Talaulikar	2. Shri Devanand Korgaonkar.

1	2
3. Ms. Clarita Simoes	3. Shri Sanjay Samant.
4. Shri Roy D'Souza	4. Shri Govind Gaonkar.
5. Mrs. Anna Braganza e Mendoza	
6. Ms. Archana Bhobe	
7. Ms. Tema Narvekar	

The aforesaid panel shall remain in force for a period of three years from the date of publication of this Notification in the Official Gazette.

By order and in the name of the Governor of Goa.

Girish G. Sawant, Under Secretary (Home-II).

Porvorim, 19th April, 2022.

Corrigendum

No. 24/31/2014-HD (G)/Part/6297

Read: Order No. 24/31/2014-HD(G)/Part/6161
dated 06-04-2022.

In the aforesaid order the name of "Shri Ajay Anil Halarnekar" shall be read as "Shri Ajay Anil Halarnekar".

The rest of the content of the said order remains unchanged.

By order and in the name of the Governor of Goa.

Girish G. Sawant, Under Secretary (Home-II).

Porvorim, 19th April, 2022.

**Department of Housing**

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Notification

No. 2/19/2007/HSG/Part/22

In exercise of the powers conferred by Section 4 of the Goa Housing Board Act, 1968 (Act No. 12 of 1968) and in supersession of the Government Notification No. 2/19/2007/HSG/Part dated 10-10-2019, published in the Official Gazette, Series II No. 32 dated 07-11-2019 and all other Notifications in this regard issued thereafter, the Government of Goa hereby re-constitutes the Goa Housing Board consisting of the following members, namely:

- | | |
|---|-------------|
| 1. Shri Jit Arolkar, MLA
(Mandrem Constituency) | — Chairman. |
| 2. Adv. Sunil Shetye
Alto Porvorim | — Member |
| 3. Shri Subhash Asolkar
Madhlamaj, Mandrem | — Member. |
| 4. Shri Harshal Talaulikar
Talaulim, Ponda | — Member. |
| 5. Secretary (Housing) or
his nominee not below
the rank of Under Secretary | — Member. |
| 6. Secretary-cum-Managing
Director, Goa Housing Board | — Member. |

This Notification shall come into force with immediate effect.

By order and in the name of the Governor of Goa.

Michael M. D'Souza (IAS), Additional Secretary (Housing).

Porvorim, 20th April, 2022.

Department of Industries

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Order

No. 3/3/98-IND-Part-III/70

Sub.: Preferential Purchase Scheme – Purchase of Products manufactured by local SSI Units through rate contract.

Read: 1) Order No. 3/3/98-IND-Part-III/29 dated 17-01-2019.

2) Order No. 3/3/98-IND-Part-III/147 dated 23-04-2021.

3) Order No. 3/3/98-IND-Part-III/326 dated 23-09-2021.

The validity of the Government Orders referred in preamble is hereby extended for further period from 01-02-2022 to 31-07-2022 or till finalization/ notifying of new Preferential Purchase Scheme at the earliest, for purchase of products manufactured by local SSI Units through rate contract.

This issues with the concurrence of Finance (Expenditure) Department vide their U. O. No. 1400038691 dated 11-04-2022.

By order and in the name of the Governor of Goa.

Amalia O. F. Pinto, Under Secretary (Industries).

Porvorim, 21st April, 2022.

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Notification

No. 11/09/2012-IND/75

In exercise of the powers conferred by Section 4 of the Goa Industrial Development Corporation Act, 1965 (Act 22 of 1965) and in supersession of the Government Notification No. 11/09/2012-IND/523 dated 26-10-2020, published in the Official Gazette, Series II No. 32 dated 05-11-2020 and all other notifications issued in this regard, the Government of Goa hereby re-constitutes the Goa Industrial Development Corporation, as follows, namely:-

- | | |
|--|-------------|
| (1) Shri Aleixo R. Lourenco,
MLA Curtorim | — Chairman. |
| (2) Secretary (Industries),
Government of Goa | — Director. |

- (3) Secretary (Finance), — Director.
Government of Goa
- (4) Chief Electrical Engineer, — Director.
Government of Goa
- (5) Director of Industries, — Director.
Trade and Commerce,
Government of Goa
- (6) President, Goa Chamber — Director.
of Commerce and Industry
- (7) President, Goa Small Scale — Director.
Industries Association
- (8) Shri Sandeep Sood, — Director.
Industries Representative
- (9) Managing Director, — Chief
Goa Industrial Development Executive
Corporation & Ex-officio
Secretary.

This Notification shall come into force with immediate effect.

By order and in the name of the Governor of Goa.

Amalia O. F. Pinto, Under Secretary (Industries).

Porvorim, 25th April, 2022.

Department of Information Technology

Notification

No. 1(90)/DOIT/ITG-DIR/2001/95

In pursuance of Clause 116 (2) (b) and (c) of the Articles of Association of Info Tech Corporation of Goa Limited, Government of Goa is pleased to reconstitute the Board of Directors for Info Tech Corporation of Goa Limited with the following composition with immediate effect:-

1. Shri Chandrakant Shetye, MLA, — Chairman.
Bicholim Constituency
2. Secretary (Information Technology), — Director.
Govt. of Goa
3. Managing Director, Goa State — Director.
Infrastructure Development
Corporation Limited (GSIDC)

4. Managing Director, Info Tech — Director.
Corporation of Goa Member
Limited (ITG), Secretary

By order and in the name of the Governor of Goa.

Vandana Rao, IAS, Director & ex officio Joint Secretary (IT).

Panaji, 22nd April, 2022.

Department of Labour

Order

No. 24/2/2021/Lab-ESI/201

Read: Memorandum No. 24/2/2021/Lab-ESI/7 dated 04-01-2022.

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/1/5/28(1)/2021/394 dated 21-10-2021, Government is pleased to appoint Dr. Roshen Peter Mascarenhas to the post of Junior Pediatrician (Group "A" Gazetted) in E.S.I. Hospital, under E.S.I. Scheme in Labour Department on temporary basis in the pay scale of 7th pay commission in the Pay Matrix under Level-10 (Rs. 56,100 – Rs. 1,28,200) with immediate effect and as per the terms and conditions contained in the Memorandum cited above.

Dr. Roshen Peter Mascarenhas shall be on probation for a period of two years.

Dr. Roshen Peter Mascarenhas has been declared medically fit by the Medical Board.

The character and antecedents of Dr. Roshen Peter Mascarenhas has been verified by the Addl. District Magistrate, South Goa District, Margao-Goa.

The expenditure shall be debited to the Budget Head: 2210—Medical and Public Health, 01—Urban Health Services—Allopathy, 102—Employees State Insurance Scheme, 01—Implementation of Employees State Insurance Scheme (Plan), 01—Salaries.

The appointment is made against the vacancy created due to death of Dr. Medha Bakhle, Junior Pediatrician on 20-02-2021.

By order and in the name of the Governor of Goa.

Amalia O. F. Pinto, Under Secretary (Labour).

Porvorim, 22nd April, 2022.

Order

No. 24/3/2021/Lab-ESI/203

Government is pleased to order the transfer and posting of the following Insurance Medical Officer in E.S.I. Scheme, under office of Commissioner, Labour & Employment, in public interest, with immediate effect as under:

Sr. No.	Name of the Insurance Medical Officer/Doctor	Present place of posting	Place of posting on Transfer
1.	Dr. Saroj S. Salelkar	E.S.I. Dispensary, Verna	E.S.I. Dispensary, Calangute.

This Order shall come into force with immediate effect.

By order and in the name of the Governor of Goa.

Amalia O. F. Pinto, Under Secretary (Labour).

Porvorim, 22nd April, 2022.

Notification

No. 28/02/2022-LAB/187

The following Judgment passed by the Labour Court-II, at Panaji-Goa on 25-02-2022 in Case No. LC-II/LCC/02/2021 is hereby published as required under Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

Amalia O. F. Pinto, Under Secretary (Labour).

Porvorim, 19th April, 2022.

IN THE LABOUR COURT – II
GOVERNMENT OF GOA
AT PANAJI

**(Before Shri Suresh N. Narulkar, Hon'ble
Presiding Officer)**

Case No. LC-II/LCC/02/2021

Ms. Milagrine Fernandes,
R/o. H. No. 383, Bansarwaddo,
Siolim, Bardez-Goa Applicant

V/s

1. Hotel Mandovi,
(A unit of Mandovi Hotels Private Limited),
D.B. Bandodkar Marg,
Panaji-Goa Opponent (1)

2. Mr. Ramnath V. Quenim (Partner),
Managing Director, Hotel Mandovi,
R/o. Ashirwad, D-6, Ocean Park,
Dona Paula, Goa Opponent (2)

3. Mr. Narcinva P. Quenim (Partner),
R/o. Ramnath Prasad Building,
Near Mahalaxmi Temple,
Panaji-Goa Opponent (3)

Panaji, Dated: 25-02-2022.

Applicant represented by Adv. Shri Suhas Naik.
Opponent absent, marked as Ex-parte.

J U D G M E N T

1. This Judgment and Order shall determine the claim application of the Applicant dated 29-01-2021, filed U/S 33-C (2) of the I.D. Act, 1947.

2. By the present claim application, the Applicant claimed from the Opponent an amount of Rs. 2,69,551/- (Rupees Two lakhs sixty nine thousand five hundred and fifty one only) being Rs. 1,11,668/- towards pending salary, Rs. 27,762/- towards bonus, Rs. 13,125/- towards LTA, medical allowances 2018-19 and 2019-20, Rs. 70,000/- towards salary increase arrears and Rs. 46,996/- towards unutilized privileged leave (90 days).

3. The Applicant stated that the Opponent No.1 started delaying the payment of her monthly salary. He stated that from October, 2019 to February, 2020, the Opponent No. 1 failed to pay her monthly earned salaries inspite of full attendance and working. She stated that she, being fed-up with the non-payment of her monthly earned salaries, submitted her resignation to the Opponent No. 1 on 19-02-2020. She stated that her resignation had been accepted by the Opponent No.1 and she had been relieved from the services. She stated that the Opponent No.1 failed to pay her monthly salaries from October, 2019 to February, 2020 amounting to Rs. 1,11,668/- (Rupees One lakh eleven thousand six hundred and sixty eight only). She submitted that the Opponent No.1 also failed to pay her bonus for the year 2018-19 and for the year 2019-20 amounting to Rs. 27,762/- as well as her medical allowance for the year 2018-2019 and for the year 2019-20 amounting to Rs. 13,125/-. She submitted that the Opponent No. 1 also failed to

pay her salary increased arrears amounting to Rs. 70,000/-. Thus, the Opponent No. 1 has failed to pay to her a total amount of Rs. 2,69,551/- (Rupees Two lakhs sixty nine thousand five hundred and fifty one only). She further submitted that the Opponent No. 1 also failed to clear her legal dues arising out of her resignation which included her unpaid gratuity. She submitted that as the Opponent No.1 failed to pay her above legal dues, she made several written communication to them. She submitted that she is entitled to receive the aforesaid amount of Rs. 2,69,551/- (Rupees Two lakhs sixty nine thousand five hundred and fifty one only) alongwith interest @18% per annum from the Opponent till the realization of the said amount. She submitted that the Opponent No. 1 is an establishment and the Opponent No. 2 and 3 are the partners of the Opponent No.1. The Applicant therefore prayed that the Opponents be directed to pay to her the aforesaid amount of Rs. 2,69,551/- (Rupees Two lakhs sixty nine thousand five hundred and fifty one only) along with interest @18% p.a. till its realization.

4. All the Opponents have been duly served. The Opponents have however, failed to appear before this Hon'ble Court on the scheduled dates of hearings for the reasons best known to them. This Hon'ble Court marked an ex-parte against the Opponents after giving ample opportunities to appear and defend their case.

5. This Hon'ble Court framed the following issues on 14-10-2021 at Exb. 3.

1. Whether the Applicant proves that she is entitled to receive from the Opponents an amount of Rs. 2,69,551/- (Rupees Two lakhs sixty nine thousand five hundred and fifty one only) being Rs. 1,11,668/- towards pending salary, Rs. 27,762/- towards bonus, Rs. 13,125/- towards LTA, medical allowances, Rs.70,000/- towards salary increase arrears, Rs. 46,996/- towards unutilized privileged leave respectively?

2. What order?

6. My answers to the aforesaid issues are as under:

(a) Issue No. 1 : In the Affirmative.

(b) Issue No. 2 : As per final Order.

I have heard the oral arguments of Ld. Adv. Shri Suhas Naik appearing for the Applicant. On the contrary, none remained present for the Opponents. I have carefully perused the entire records of the present case. I have also carefully considered the submissions advanced by the Ld. Adv. Shri Suhas Naik, appearing for the Applicant.

REASONS:

Issue No.1

7. By the present claim application, the Applicant claimed a total amount of Rs. 2,69,551/- (Rupees Two lakhs sixty nine thousand five hundred and fifty one only) being Rs. 1,11,668/- towards pending salary, Rs. 27,762/- towards bonus, Rs. 13,125/- towards LTA, medical allowances for the year 2018-19 and 2019-20, Rs. 70,000/- towards salary increase arrears, Rs. 46,996/- and towards unutilized privileged leave (90 days).

To support her claim, the Applicant has produced on record documentary evidence in support of her oral evidence. The said evidence oral as well as documentary adduced by the Applicant on record remained unchallenged for want of denial.

(a) Unpaid Salary:

8. The Applicant claimed from the Opponent an amount of Rs. 1,11,668/- towards her pending salaries for the period from October, 2019 to February, 2020.

The evidence on record indicates that the Applicant joined in the services of the Opponent No.1 on 01-03-1990 as 'Steno Typist' and subsequently promoted as 'Stenographer' w.e.f. 01-04-2003, as 'Asstt. Secretary' w.e.f. 01-10-2005, as 'Secretary' w.e.f. 01-04-2012 and lastly promoted as 'Executive- Food and Beverage' w.e.f. 01-04-2018. The evidence on record indicates that the monthly net salary of the Applicant was Rs. 23,868/- after deducting the P.F. amounting to Rs. 1,766/- in the month of May, 2019.

9. The evidence on record indicates that the Applicant resigned, vide her letter dated 20-01-2020 (Exb. 6) and was relieved on 20-03-2020 (Exb. 7) at the close working hours of 19-02-2020. The evidence on record indicates that the Applicant has not been paid her earned salaries for the months from October, 2019 till 19-02-2020. The evidence on record indicates that the monthly total net salary of the Applicant was Rs. 23,868/-. Thus, the Applicant is entitled to receive from the Opponent a sum of Rs. 1,10,588/- (Rupees One lakh ten thousand five hundred and eighty eight only) towards her unpaid salaries for the period from October, 2019 till 19-02-2020.

(b) Bonus:

10. The Applicant claimed Bonus of an amount of Rs. 27,762/- for the year 2018-2019 and for the year 2019-2020.

The bonus is paid to the employee under the Payment of Bonus Act, 1965. Section 8 of the Act provides for the eligibility of the Bonus. Section 9 of the Act provides for disqualification for the Bonus. Section 10 of the Act, provides for minimum bonus. The provisions of Section 10 provides for the minimum

bonus of 8.33% of the salary or wage earned by the employee during the accounting year or Rs.100/-, whichever is higher, whether or not the Employer has any allocable surplus in the accounting year. Similarly, Section 11 of the Act, provides for payment of maximum bonus.

11. The evidence on record indicates that the Applicant has failed to produce on record relevant materials to grant maximum bonus. In the circumstances, the Applicant is entitled for minimum bonus @8.33% of the salary or wage earned by the employee during the accounting year or Rs.100/- whichever is higher, whether or not the Employer has any allocable surplus in the accounting year.

12. The Applicant claimed from the Opponent an amount of Rs. 27,762/- towards Bonus for the year 2018-2019 and for the year 2019-2020. Taking into consideration the monthly salary of the Applicant of Rs. 23,868/-, the minimum bonus for the year 2018-19 and for the year 2019-20 @8.33% amounts to Rs. 3,976/- (Rupees Three thousand nine hundred and seventy six only).

Thus, the Applicant proved that she is entitled to receive from the Opponent No.1 a total amount of Rs. 3,976/- (Rupees Three thousand nine hundred and seventy six only) towards bonus for the year 2018-19 and for the year 2019-20.

(c) Medical Allowance and LTA.

13. The Applicant claimed LTA and medical allowance for the year 2018-19 and for the year 2019-20 for an amount of Rs. 13,125/- (Rupees Thirteen thousand one hundred and twenty five only).

The Applicant has produced on record a letter dated 30-09-2005 issued to her by the Opponent No. 1 (Exb. 10). As per the said letter at Exb. 10 issued by the Opponent No.1, she is eligible for Medical Reimbursement of Rs.1,200/- per annum against production of bills as well as LTA of Rs. 1,200/- per annum. However, the Applicant has failed to produce on record any medical bills towards medical reimbursement. The Applicant is however, entitled for LTA of Rs. 1,200/- per annum for the year 2018-19 and for the year 2019-20 amounting to Rs. 2400/-. Hence, it is held that the Applicant failed to prove that she is entitled for medical allowance and as such her claim towards Medical Allowance stands rejected. The Applicant has however proved that she is entitled for LTA for an amount of Rs. 2,400/- (Rupees Two thousand four hundred only).

(d) Salary Increase Arrears:

14. The Applicant claimed an amount of Rs. 70,000/- towards the arrears in her increase in salary from 01-04-2017 till 30-11-2018.

The evidence on record indicates that the gross salary of the Applicant was Rs. 23,134/- w.e.f. 01-04-2017 which was subsequently increased to Rs. 25,634/- w.e.f. 01-04-2018 as per the salary revision for the year 2016-2017 and 2017-2018 dated 26-12-2018 (Exb.13). Thus, there was increase in salary of Rs. 2,500/- per month from 01-04-2017 till 30-11-2018 (for 20 months) which comes to Rs. 50,000/-. Thus, the Applicant is entitled to receive from the Opponent No. 1 a sum of Rs. 50,000/- (Rupees Fifty thousand only) towards arrears of increase in salary.

(e) Unutilized Privileged Leave:

15. The Applicant claimed an amount of Rs. 46,996/- towards 90 days of her unutilized privileged leave. The net salary of the Applicant was Rs. 23,868/- per month. Taking into consideration the monthly salary of the Applicant, the Applicant is entitled for an amount of Rs.71,604/- towards her unutilized privileged leave. Thus, the Applicant is entitled to receive from the Opponent a sum of Rs. 71,604/- (Rupees Seventy one thousand six hundred and four only) towards her unutilized privileged leave.

16. In the case of **New Standard Engineering Company Limited v/s. Ashok H. Hire and Anr., reported in 2004 II CLR 574**, the Hon'ble High Court of Bombay, after relying upon a judgment of Hon'ble Supreme Court of India, in the case of **Suresh Sakharam Chowgule and Anr. v/s. M/s. Parel Cotton Press Factory (1994 SUPP. (3) SCC 704)**, held that "*though the provisions of Industrial Disputes Act, do not expressly empowered the Industrial Court to grant interest, the court is entitled to grant interest depending upon facts of each case*".

17. In the case of **Haryana State Federation of Consumer Co-operative Wholesale Stores Ltd. v/s. Siri Kishan and Anr.**, reported in 1996 II CLR 688, the Hon'ble High Court of Punjab and Haryana has held that "*where the Employer has retained what was required to be disbursed to the Workman, by denying their rightful dues for almost a period of 12 years, during which the value of their money has considerably diminished due to inflation i.e. prevalent in the country, the Labour Court is perfectly entitled to say that the workman should be compensated by way of payment of interest.*"

18. Thus, it is settled principle of law that the Labour Court or Industrial Tribunal is empowered to grant interest depending upon the facts and circumstances of each case. In the instant case as stated above, it has been proved that the Applicant is entitled to receive from the Opponent No. 1 a total amount of Rs. 2,38,568/- (Rupees Two lakhs thirty eight thousand five hundred and sixty eight only) towards

unpaid salaries, arrears of salary increment, unutilized privileged leave, LTA and bonus. The Applicant is therefore entitled to receive from the Opponent No. 1 being Employer and Opponent No. 2 and Opponent No. 3 being partners of the Opponent No.1 the said amount of Rs. 2,38,568/- (Rupees Two lakhs thirty eight thousand five hundred and sixty eight only) alongwith simple interest @ 9% p.a. from the date of passing the present order till its actual realization.

In view of above and with regards to the facts and circumstances of the case, I pass the following order:

ORDER

1. The present claim application of the Applicant filed u/s 33-C (2) of the I.D. Act, 1947 is hereby allowed. The Opponents are hereby directed to pay to the Applicant, Ms. Milagrine Fernandes, a sum of Rs. 2,38,568/- (Rupees Two lakhs thirty eight thousand five hundred and sixty eight only) along with simple interest @9% p.a. from the date of passing of the present order till the actual realization of the said amount.

2. No order as to cost.

Pronounced in the Open Court.

Sd/-

(Suresh N. Narulkar),
Presiding Officer,
Labour Court - II.

Notification

No. 28/02/2022-LAB/188

The following Judgment passed by the Labour Court-II, at Panaji-Goa on 25-02-2022 in Case No. LC-II/LCC/04/2021 is hereby published as required under Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

Amalia O. F. Pinto, Under Secretary (Labour).

Porvorim, 19th April, 2022.

IN THE LABOUR COURT – II
GOVERNMENT OF GOA
AT PANAJI

(Before **Shri Suresh N. Narulkar, Hon'ble**
Presiding Officer)

Case No. LC-II/LCC/04/2021

Mr. Shivnath P Hoble,
R/o. H. No. 120/1, Patto,
Ribandar-Goa

.....

Applicant

V/s

1. Hotel Mandovi,
(A unit of Mandovi Hotels Private Limited),
D. B. Bandodkar Marg,
Panaji-Goa Opponent (1)

2. Mr. Ramnath V. Quenim (Partner),
Managing Director, Hotel Mandovi,
R/o. Ashirwad, D-6, Ocean Park,
Dona Paula, Goa Opponent (2)

3. Mr. Narcinva P. Quenim (Partner),
R/o. Ramnath Prasad Building,
Near Mahalaxmi Temple,
Panaji-Goa Opponent (3)

Panaji, Dated: 25-02-2022.

Applicant represented by Adv. Shri Suhas Naik.

Opponent absent, marked as Ex-parte.

JUDGMENT

1. This Judgment and Order shall determine the claim application of the Applicant dated 01-02-2021, filed U/S 33-C (2) of the I.D. Act, 1947.

2. By the present claim application, the Applicant claimed from the Opponent an amount of Rs. 5,64,715/- (Rupees Five lakhs sixty four thousand seven hundred and fifteen only) being Rs. 1,35,072/- towards pending salary, Rs. 32,181/- towards bonus, Rs. 22,000/- towards LTA, medical allowances 2018-19 and 2019-20, Rs. 1,43,296/- towards salary increase arrears, Rs. 2,21,666/- towards unutilized privileged leave (90 days) and Rs. 10,500/- towards officiating allowance.

3. The Applicant stated that the Opponent No. 1 started delaying the payment of his monthly salary. He stated that from October, 2019 to February, 2020, the Opponent No.1 failed to pay his monthly earned salaries inspite of full attendance and working. He stated that he, being fed-up with the non-payment of his monthly earned salaries, submitted his resignation to the Opponent No. 1 on 04-01-2020. He stated that his resignation had been accepted by the Opponent No. 1 and he had been relieved from the services. He stated that the Opponent No. 1 failed to pay his monthly salaries from October, 2019 to February, 2020 amounting to Rs. 1,35,072/- (Rupees One lakh thirty five thousand and seventy two only).

He submitted that the Opponent No.1 also failed to pay his bonus for the year 2018-2019 and for the year 2019-2020 amounting to Rs. 32,181/- as well as his LTA and medical allowance for the year 2018-2019 and for the year 2019-20 amounting to Rs. 22,000/-. He submitted that the Opponent No.1 also failed to pay his salary increased arrears amounting to Rs. 1,43,296/- and unutilized privilege leave amounting to Rs. 2,21,666/-. Thus, the Opponent No. 1 has failed to pay a total amount of Rs. 5,64,715/- (Rupees Five lakhs sixty four thousand seven hundred and fifteen only). He further submitted that the Opponent No.1 also failed to clear his legal dues arising out of his resignation which includes his unpaid gratuity. He submitted that as the Opponent No.1 failed to pay his above legal dues, he made several written communication to them. He submitted that he is entitled to receive the aforesaid amount of Rs. 5,64,715/- (Rupees Five lakhs sixty four thousand seven hundred and fifteen only) along with interest @18% per annum from the Opponent till the realization of the said amount. He submitted that the Opponent No. 1 is an establishment and the Opponent No. 2 and 3 are the partners of the Opponent No. 1. The Applicant therefore prayed that the Opponents be directed to pay to him the aforesaid amount of Rs. 5,64,715/- (Rupees Five lakhs sixty four thousand seven hundred and fifteen only) along with interest @18% p.a. till its realization.

4. All the Opponents have been duly served. The Opponents have however, failed to appear before this Hon'ble Court on the scheduled dates of hearings for the reasons best known to them. This Hon'ble Court marked an ex-parte against the Opponents after giving ample opportunities to appear and pursue their case.

5. This Hon'ble Court framed the following issues on 14-10-2021 at Exb. 4.

1. Whether the Applicant proves that he is entitled to receive from the Opponents an amount of Rs. 5,64,715/- (Rupees Five lakhs sixty four thousand seven hundred and fifteen only) being Rs. 1,35,072/- towards pending salary, Rs. 32,181/- towards bonus, Rs. 22,000/- towards LTA, medical allowances 2018-19 and 2019-20, Rs. 1,43,296/- towards salary increase arrears, Rs. 2,21,666/- towards unutilized privileged leave (90 days) and Rs. 10,500/- towards officiating allowance respectively?

2. What order?

6. My answers to the aforesaid issues are as under:

- (a) Issue No. 1 : In the Affirmative.
- (b) Issue No. 2 : As per final Order.

I have heard the oral arguments of Ld. Adv. Shri Suhas Naik appearing for the Applicant. On the contrary, none remained present for the Opponents. I have carefully perused the entire records of the present case. I have also carefully considered the submissions advanced by the Ld. Adv. Shri Suhas Naik, appearing for the Applicant.

REASONS:

Issue No. 1:

7. By the present claim application, the Applicant claimed a total amount of Rs. 5,64,715/- (Rupees Five lakhs sixty four thousand seven hundred and fifteen only) being Rs.1,35,072/- towards pending salary, Rs. 32,181/- towards bonus, Rs. 22,000/- towards LTA, medical allowances for the year 2018-19 and 2019-20, Rs.1,43,296/- towards salary increase arrears, Rs. 2,21,666/- towards unutilized privileged leave (90 days) and Rs.10,500/- towards officiating allowance respectively.

To support his claim, the Applicant has produced on record documentary evidence in support of his oral evidence. The said evidence oral as well as documentary adduced by the Applicant on record remained unchallenged for want of denial.

(a) Unpaid Salary:

8. The Applicant claimed from the Opponent an amount of Rs. 1,35,072/- towards his pending salaries for the period from October, 2019 to 3rd February, 2020.

The evidence on record indicates that the Applicant joined in the services of the Opponent No.1 as 'Accounts Officer' on 26-05-2003 and was subsequently re-designated as 'Accounts Executive' w.e.f. 01-04-2012 and was promoted as 'Asstt. Accounts Manager' w.e.f. 01-04-2018. The evidence on record indicates that the monthly net salary of the Applicant was Rs. 32,893/- after deducting the PF. amounting to Rs. 2107/- in the month of August, 2019.

9. The evidence on record indicates that the Applicant resigned, vide his letter dated 04-01-2020 (Exb. 7) and was relieved on 20-03-2020 (Exb. 8) at the close working hours of 03-02-2020. The evidence on record indicates that the Applicant has not been paid his earned salaries for the month from October, 2019 till 03-02-2020. The evidence on record indicates that the monthly total net salary of the Applicant

was Rs. 32,893/-. Thus, the Applicant is entitled to receive from the Opponent a sum of Rs. 1,34,860/- (Rupees One lakh thirty four thousand eight hundred and sixty only) towards his unpaid salaries for the period from October, 2019 till 03-02-2020.

(b) Bonus:

10. The Applicant claimed a bonus of an amount of Rs. 32,181/- for the year 2018-2019 and for the year 2019-2020.

The bonus is paid to the employee under the Payment of Bonus Act, 1965. Section 8 of the Act provides for the eligibility of the bonus. Section 9 of the Act provides for disqualification for the bonus. Section 10 of the Act, provides for minimum bonus. The provisions of Section 10 provides for the minimum bonus of 8.33% of the salary or wage earned by the employee during the accounting year or Rs.100/-, whichever is higher, whether or not the Employer has any allocable surplus in the accounting year. Similarly, Section 11 of the Act, provides for payment of maximum bonus.

11. The evidence on record indicates that the Applicant has failed to produce on record relevant materials to grant maximum bonus. In the circumstances, the Applicant is entitled for minimum bonus @ 8.33% of the salary or wage earned by the employee during the accounting year or Rs. 100/- whichever is higher, whether or not the Employer has any allocable surplus in the accounting year.

12. The Applicant claimed from the Opponent an amount of Rs. 32,181/- for the year 2018-19 and for the year 2019-20 towards bonus. Taking into consideration the monthly salary of the Applicant of Rs. 32,893/-, the minimum bonus for the year 2018-19 and for the year 2019-20 @8.33% amounts to Rs. 5,480/- (Rupees Five thousand four hundred and eighty only).

Thus, the Applicant proved that he is entitled to receive from the Opponent No. 1 a total amount of Rs. 5,480/- (Rupees Five thousand four hundred and eighty only) towards bonus for the year 2018-19 and for the year 2019-20.

(c) Medical Allowance and LTA.

The Applicant claimed LTA and medical allowance for the year 2018-2019 and for the year 2019-2020 for an amount of Rs. 22,000/- (Rupees Twenty two thousand only).

13. The Applicant has however, failed to produce on record any material evidence to show that he is entitled for Medical Allowance. In the absence of any material evidence on record, this Court cannot grant any amount towards Medical Allowance to the Applicant. Hence, it is held that the Applicant failed to prove that he is entitled for medical allowance and as such his claim towards Medical Allowance stands rejected.

14. The Applicant has produced on record letter dated 26-12-2018 issued by the Opponent No.1 (Exb.06). As per the said letter at Exb. 06 issued by the Opponent No. 1, he is eligible for Leave Travel Allowance of Rs. 12,000/- per annum. The Applicant is therefore, entitled for LTA of Rs. 12,000/- per annum for the year 2018-19 and for the year 2019-20 amounting to Rs. 24,000/-. Hence, the Applicant has proved that he is entitled for LTA for an amount of Rs. 24,000/- (Rupees Twenty four thousand only).

(d) Salary Increase Arrears:

15. The Applicant claimed an amount of Rs. 1,43,296/- towards the arrears in his increase in salary from 01-04-2017 till 30-11-2018.

The evidence on record indicates that the net salary of the Applicant was Rs. 29,883/- w.e.f. 01-04-2017 which was subsequently increased to Rs. 35,000/- w.e.f. 01-04-2018 as per the salary revision for the year 2016-17 and 2017-18 dated 26-12-2018 (Exb. 6). Thus, there was increase in salary of Rs. 5,117/- per month from 01-04-2017 till 30-11-2018 (for 20 months) which comes to Rs. 1,02,340/-. Thus, the Applicant is entitled to receive from the Opponent No. 1 a sum of Rs. 1,02,340/- (Rupee One lakh two thousand three hundred and forty only) towards arrears of increase in salary.

(e) Unutilized Privileged Leave:

16. The Applicant claimed an amount of Rs. 2,21,666/- towards 90 days of his unutilized privileged leave. The net salary of the Applicant was Rs. 32,893/- per month. Taking into consideration the monthly salary of the Applicant, the Applicant is entitled for an amount of Rs. 98,679/- towards his unutilized privileged leave. Thus, the Applicant is entitled to receive from the Opponent a sum of Rs. 98,679/-(Rupees Ninety eight thousand six hundred and seventy nine only) towards his unutilized privileged leave.

17. In the case of **New Standard Engineering Company Limited v/s. Ashok H. Hire and Anr., reported in 2004 II CLR 574**, the Hon'ble High Court of Bombay, after relying upon a judgment of Hon'ble Supreme Court of India, in the case of **Suresh Sakhararam Chowgule and Anr. v/s. M/s. Parel Cotton Press Factory (1994 SUPP. (3) SCC 704)**, held that "*though the provisions of Industrial Disputes Act, do not expressly empowered the Industrial Court to grant interest, the court is entitled to grant interest depending upon facts of each case*".

18. In the case of **Haryana State Federation of Consumer Co-operative Wholesale Stores Ltd. v/s. SiriKishan and Anr.**, reported in 1996 II CLR 688, the Hon'ble High Court of Punjab and Haryana has held that "*where the Employer has retained what was required to be disbursed to the Workman, by denying their rightful dues for almost a period of 12 years, during which the value of their money has considerably diminished due to inflation i.e. prevalent in the country, the Labour Court is perfectly entitled to say that the workman should be compensated by way of payment of interest.*"

19. Thus, it is settled principle of law that the Labour Court or Industrial Tribunal is empowered to grant interest depending upon the facts and circumstances of each case. In the instant case as stated above, it has been proved that the Applicant is entitled to receive from the Opponent No.1 a total amount of Rs. 3,65,359/- (Rupees Three lakhs sixty five thousand three hundred and fifty nine only) towards unpaid salaries, bonus, arrears of salary increase, unutilized privileged leave and LTA. The Applicant is therefore entitled to receive from the Opponent No.1 being Employer and Opponent No. 2 and Opponent No. 3 being partners of the Opponent No. 1 the said amount of Rs. 3,65,359/- (Rupees Three lakhs sixty five thousand three hundred and fifty nine only) alongwith simple interest @ 9% p.a. from the date of passing the present order till its actual realization.

In view of above and with regards to the facts and circumstances of the case, I pass the following order:

ORDER

1. The present claim application of the Applicant filed u/s 33-C (2) of the I.D. Act, 1947 is hereby allowed. The Opponents are hereby directed to pay to the Applicant, Mr. Shivnath P. Hoble, a sum of

Rs. 3,65,359/- (Rupees Three lakhs sixty five thousand three hundred and fifty nine only) along with simple interest @9% p.a. from the date of passing of the present order till the actual realization of the said amount.

2. No order as to cost.

Pronounced in the Open Court.

Sd/-

(Suresh N. Narulkar),
Presiding Officer,
Labour Court - II.



Department of Law & Judiciary

Law (Establishment) Division

Order

No. 8/60/2022-LD(Estt)/446

Smt. Malini Sawant, Upper Division Clerk is hereby given charge of the post of Jt. Civil Registrar-cum-Sub Registrar-I, Bardez and Smt. Soniya S. Halarnakar, Jt. Civil Registrar-cum-Sub Registrar-I, Bardez is hereby directed to take charge of Civil Registrar-cum-Sub Registrar, Bardez, with immediate effect, in public interest.

Smt. Malini Sawant, Upper Division Clerk shall continue to draw her salary against her incumbent post of Upper Division Clerk, Ponda.

This issues with the approval of the Government.

By order and in the name of the Governor of Goa.

Amir Y. Parab, Under Secretary (Law-Estt.).

Porvorim, 21st April, 2022.



Department of Legal Metrology

Notification

No. 1/2/12-CLM/2022/212/488

In exercise of the powers conferred under Section 14 sub-section (1) of the Legal Metrology Act, 2009 (Central Act No. 1 of 2010), the Government of Goa hereby appoints the persons mentioned in column (2) of the Schedule hereinbelow (hereinafter called as the "said Schedule") and give them the

designations as specified in corresponding entries in column (3) of the said Schedule for carrying out the purposes of the said Act, with effect from the date of their joining the respective posts as indicated in the column (4) against their names in the Schedule below.

SCHEDULE

Sr. No.	Name of the Officer	Designation	Date of joining the post
(1)	(2)	(3)	(4)
1.	Shri Aditya R. Parab	Inspector Legal Metrology	23-12-2021.
2.	Kum. Swezel U. Colaco	Inspector Legal Metrology	23-12-2021.
3.	Shri Azen R. Rodrigues	Inspector Legal Metrology	23-12-2021.
4.	Shri Sidhesh V. Shirgaonker	Inspector Legal Metrology	23-12-2021.
5.	Shri Rajat R. Karapurkar	Inspector Legal Metrology	23-12-2021.
6.	Shri Melshawm Dias	Inspector Legal Metrology	23-12-2021.
7.	Shri Keshavraj G. Govenkar	Inspector Legal Metrology	23-12-2021.
8.	Shri Bhupendra U. Dessai	Inspector Legal Metrology	27-12-2021.

By order and in the name of the Governor of Goa.

P. S. Shirodkar, Controller & ex officio Under Secretary (Legal Metrology).

Porvorim, 19th April, 2022.

Notification

No. 1/2/12-CLM/2022/213/489

In exercise of the powers conferred under Section 14 sub-section (1) of the Legal Metrology Act, 2009 (Central Act No. 1 of 2010), the Government of Goa hereby appoints the persons mentioned in column (2) of the Schedule hereinbelow (hereinafter called as the "said Schedule") and give them the designations as specified in corresponding entries in column (3) of the said Schedule for carrying out the purposes of the said Act, with effect from the date of their joining the respective posts as indicated in the column (4) against their names in the Schedule below.

SCHEDULE

Sr. No.	Name of the Officer	Designation	Date of joining the post
(1)	(2)	(3)	(4)
1.	Shri Vikas V. Kandolkar	Inspector Legal Metrology	21-06-2011.
2.	Shri Shubert J. D'costa	Inspector Legal Metrology	24-06-2011.
3.	Shri Sujan V. Rane Sardessai	Inspector Legal Metrology	06-11-2014.
4.	Shri Liladhar V. Kumbharjuvekar	Inspector Legal Metrology	10-05-2016.
5.	Shri Satish D. Gawas	Inspector Legal Metrology	04-05-2016.
6.	Shri Rajesh S. Vengurlekar	Inspector Legal Metrology	04-05-2016.

By order and in the name of the Governor of Goa.

P. S. Shirodkar, Controller & ex officio Under Secretary (Legal Metrology).

Porvorim, 19th April, 2022.

Notification

No. 1/2/12-CLM/2022/215/491

In exercise of the powers conferred under Section 14 sub-section (1) of the Legal Metrology Act, 2009 (Central Act No.1 of 2010), the Government of Goa hereby appoints the persons mentioned in column (2) of the Schedule hereinbelow (hereinafter called as the "said Schedule") and give them the designations as specified in corresponding entries in column (3) of the said Schedule for carrying out the purposes of the said Act, with effect from the date of their joining the respective posts as indicated in the column (4) against their names in the Schedule below.

SCHEDULE

Sr. No.	Name of the Officer	Designation	Date of promotion joining of the post
(1)	(2)	(3)	(4)
1.	Shri Arun N. Panchwadkar	Assistant Controller Legal Metrology	09-06-2014.
2.	Smt. Ranjan M. Borkar	Assistant Controller Legal Metrology	12-11-2018.
3.	Shri Gulam A. Gulburg	Assistant Controller Legal Metrology	21-11-2019.
4.	Shri Nitin P. Purushan	Assistant Controller Legal Metrology	01-06-2020.
5.	Shri Demu N. Mapari	Assistant Controller Legal Metrology	01-12-2020.

By order and in the name of the Governor of Goa.

P. S. Shirodkar, Controller & ex officio Under Secretary (Legal Metrology).

Porvorim, 19th April, 2022.

Notification

No. 1/2/12-CLM/2022/218/494

In exercise of the powers conferred under Section 14 sub-section (1) of the Legal Metrology Act, 2009 (Central Act No.1 of 2010), the Government of Goa hereby appoints Shri Prasad S. Shirodkar as the Controller Legal Metrology w.e.f. 21-11-2019, i.e. from the date of taking over the charge of the post of Controller Legal Metrology for the purposes of the said Act.

By order and in the name of the Governor of Goa.

P. S. Reddy, Secretary (Legal Metrology).

Porvorim, 20th April, 2022.

Department of Mines & Geology

Directorate of Mines & Geology

Notification

No. 03/05/2022/Major/Mines/148

In exercise of the powers conferred by sub-section (2) of Section 30B of the Mines and Minerals (Development and Regulation) Act, 1957 (Central Act 67 of 1957) and in partial modification of the Government Notification No. DMG/MMDR/SPJ/30B/2018/7858 dated 25-01-2019, published in the Official Gazette, Series II No. 44 dated 31-01-2019, and with the concurrence of the High Court of Bombay, conveyed vide letter No. A. 1239/2021/1436 dated 23rd July, 2021, the Government of Goa hereby appoints Shri Vincent M. D'Silva, District Judge-I and Additional Sessions Judge, South-Goa, Margao, as the Judge of the Special Court constituted under sub-section (1) of Section 30B of said Act vide said Notification dated 25-01-2019.

This notification shall come into force on the date of its publication in Official Gazette.

By Order and in the name of the Governor of Goa.

Vivek H. P. (IAS), Director (Mines & Geology).

Panaji, 22nd April, 2022.

Department of Personnel

Order

No. 5/8/2022-PER/785

Read: Order No. 5/16/2021-PER/725 dated 05-04-2022.

In pursuance to Rule 23 of the Goa Civil Service Rules, 2016, the following Junior Scale Officers of Goa Civil Service (direct recruits) appointed vide order read in preamble and on probation is hereby drafted for Departmental Training to be conducted at the Goa Institute of Public Administration and Rural Development, Ella Farm, Old-Goa for 33 days with effect from 18-04-2022 (all working days including Saturdays):-

1. Shri Shreyas Dsilva.
2. Dr. Medora Eromilla D Costa.
3. Dr. Mrs. Selda Velika Monteiro.
4. Shri Velton Peter Tellis.
5. Shri Prajeet Ramdas Chodankar.
6. Shri Vinayak Suresh Chari.
7. Ms. Diksha Namdev Tari.

The training shall be held from 9.30 a.m. to 5.30 p.m. The Officers shall directly report to Ms. Seema Fernandes, Assistant Director, GIPARD at 9.00 a.m.

Instructions to the probationers trainees:-

1. The trainee shall abide by the instructions issued by GIPARD from time to time during the period of training.
2. Punctuality during the entire course, discipline and decorum in the Institute as well as during study visits, etc. shall be maintained by the trainees.
3. Every trainee shall maintain a daily diary, compulsorily.
4. No errant behaviour, on part of the trainee, shall be tolerated during the training and if such behaviour is noticed deemed fit action shall be initiated against the trainee.
5. No leave shall be granted during the period of training except in unavoidable circumstances. Absence from training will have to be justified in writing.
6. Attendance of the trainee for the entire training programme is compulsory.
7. All trainees shall be under the control of the Goa Institute of Public Administration and Rural Development during the entire training period.

By order and in the name of the Governor of Goa.

Vishal C. Kundaikar, Under Secretary (Personnel-I).

Porvorim, 13th April, 2022.

Order

No. 7/5/2018-PER/831

Read: Letter No. 12026/06/2021-IFS-I dated 02-03-2022.

The Governor of Goa is pleased to relieve Shri Anisha Kalkoor M., IFS Dy. Conservator of Forests, Working Plan Division from the State Administration w.e.f. 31-05-2022 (a.n.), to join the post of Lecturer, at the Central Academy for State Forest Service, Coimbatore on tenure deputation basis under the Central staffing Scheme.

By order and in the name of the Governor of Goa.

Vishal C. Kundaikar, Under Secretary (Personnel-I).

Porvorim, 19th April, 2022.

Order

No. 6/34/2014-PER/Part/842

On the recommendation of the Goa Services Board, the Governor of Goa is pleased to order transfer of the following Junior Scale Officer of Goa Civil Service, in public interest, with immediate effect:-

Sr. No.	Name of the Officer & present post	Posted as
1.	Shri Madhu G. Narvekar, Chief Officer, Quepem Municipal Council with additional charge of Project Officer, DRDA, South	Dy. Collector and SDO, Canacona with additional charge of Chief Officer, Canacona Municipal Council and Project Officer, DRDA, South.
2.	Shri Uday Rama Prabhu Dessai, Dy. Collector and SDO, Canacona	Dy. Commissioner of State Taxes.
3.	Shri Ganesh Krishnakumar Barve, Chief Officer, Canacona Municipal Council with additional charge of Forest Settlement Officer, South	Chief Officer, Quepem Municipal Council with additional charge of Forest Settlement Officer, South.
4.	Shri Ravishekhar G. Nipanikar, Deputy Registrar of Co-operative Societies (Tech.)	Dy. Collector and SDO, Mormugao.

5. Shri Dattaraj Krishna Gauns Dessai Dy. Collector and SDO, Mormugao with additional charge of Member Secretary, Ravindra Bhavan, Mormugao	Deputy Registrar of Co-operative Societies (Tech.) with additional charge of Member Secretary, Ravindra Bhavan, Mormugao.
6. Shri Antonio Savio Lourenco, Under Secretary, Forest with additional charge of Deputy Director (Development), Higher Education	Under Secretary to Hon'ble Minister for Fisheries, AH & VS and Factories & Boilers.
7. Shri Kuldeep Arolkar, Deputy Director (Admn.), Electricity Department with additional charge of Deputy Director (Admn.), DFDA	Under Secretary to Hon'ble Minister for Tourism, IT and Printing & Stationery.

Smt. Nathine S. Araujo, Under Secretary, Personnel-II shall hold the charge of Under Secretary, Forest in addition to her own duties.

Shri Tushar T. Halarnkar, Deputy Director (Admn.), Higher Education holding additional charge of Under Secretary, Higher Education shall also hold additional charge of Deputy Director (Development), Higher Education in addition to his own duties.

The SLAO, PWD shall hold the additional charge of Dy. Director (Admn.), DFDA and Dy. Director (Admn.), PWD shall hold the additional charge of Dy. Director (Admn.), Electricity Department as per standard link arrangement in addition to their own duties, until further orders.

The officers appointed on ex-cadre deputation posts shall be governed by the standard terms of deputation, as amended from time to time.

The officers shall complete handing over and taking over process with immediate effect and submit compliance.

By order and in the name of the Governor of Goa.

Vishal C. Kundaikar, Under Secretary (Personnel-I).

Porvorim, 20th April, 2022.

Order

No. 7/3/2019-PER/840

Shri Prasad Lolayekar, IAS, Director (Higher Education) shall hold the charge of the post of Executive Director, Sports Authority of Goa, in addition to his duties, with immediate effect.

By order and in the name of the Governor of Goa.

Vishal C. Kundaikar, Under Secretary (Personnel-I).

Porvorim, 20th April, 2022.

Order

No. 6/10/2017-PER/Part/844

On the recommendation of the Goa Services Board, the Governor of Goa is pleased to transfer and post Shri Dipak Dessai as Director of Skill Development & Entrepreneurship with additional charge of Managing Director, Goa Education Development Corporation, with immediate effect, in public interest.

Shri Dessai shall draw salary against the post of Managing Director, Goa Education Development

Corporation and shall be governed by the standard terms of deputation as amended from time to time.

By order and in the name of the Governor of Goa.

Vishal C. Kundaikar, Under Secretary (Personnel-I).

Porvorim, 20th April, 2022.



Department of Public Health

Notification

No. 47/5/2011-I/PHD/Part/(Vol.I)/518

In exercise of the powers conferred by Section 7 of the Goa Clinical Establishments (Registration and Regulation) Act, 2019 (Goa Act 19 of 2019), the Government of Goa hereby sets up the North Goa District Registering Authority consisting of the following members, namely:-

- | | |
|----------------------------------|----------------|
| 1. Collector, North Goa District | — Chairperson. |
| 2. Dr. Sandip Naik | — Member. |
| 3. Dr. Mithun Mahatme, | — Member. |
| Bicholim-Goa | |
| 4. Dr. Dharmendra Prabhudesai | — Member. |
| 5. Dr. Amit Kalangutkar | — Member. |

6. Shri Santosh Fondekar — Member.
7. Dr. Ridhima Gaunkar, Asst. Prof. — Member.
Goa Dental College and Hospital
8. Clemy D'Souza, Ward Incharge, — Member.
North Goa District Hospital
9. Dr. Rajeshwar Naik — Member.
10. Medical Superintendent of the — Member
Asilo Hospital, North Goa Secretary.
District Hospital

This Notification shall come into force on the date of its publication in the Official Gazette.

By order and in the name of the Governor of Goa.

Vikas Gaunekar, Additional Secretary (Health).

Porvorim, 25th April, 2022.

Notification

No. 47/5/2011-I/PHD/Part/(Vol.II)/(a)/520

In exercise of the powers conferred by Section 7 of the Goa Clinical Establishments (Registration and Regulation) Act, 2019 (Goa Act 19 of 2019), the Government of Goa hereby sets up the South-Goa District Registering Authority consisting of the following members, namely:-

1. Collector, South Goa District — Chairperson.
2. Dr. Jean Louis De Menezes — Member.
3. Dr. Shailesh Kamat, Vasco-Goa — Member.
4. Dr. Joy Pereira — Member.
5. Dr. Vishal Gude — Member.
6. Mr. Jyotindra Sambari — Member.
7. Dr. Ivy Coutinho, Prof. Goa — Member.
Dental Council and Hospital
8. Vandana Desai, Ward Incharge, — Member.
Hospicio Hospital
9. Dr. Rajeshwar Naik — Member.
10. Medical Superintendent of — Member.
the Hospicio Hospital, South Secretary.
Goa District Hospital

This Notification shall come into force on the date of its publication in the Official Gazette.

By order and in the name of the Governor of Goa.

Vikas Gaunekar, Additional Secretary (Health).

Porvorim, 25th April, 2022.

Notification

No. 47/5/2011-I/PHD/Part/(Vol.II)/(a)/519

In exercise of the powers conferred by Section 3 of the Goa Clinical Establishments (Registration and Regulation) Act, 2019 (Goa Act 19 of 2019), the Government of Goa hereby constitutes the Goa

Council for Clinical Establishments consisting of the following members, namely:-

1. Secretary (Health) — Chairman.
2. Dean, Goa Medical College — Member.
3. Dr. Rajeshwar Vishnudas Naik, — Member.
Member of Goa Medical
Council
4. Dr. Suresh B. Shetye, President — Member.
of Goa State Dental Council,
Bambolim
5. Dr. Wilson N. Fernandes, — Member.
Professor, INE, Bambolim
6. Mr. Raj X. Vaidya — Member.
7. Dr. Sneha Bhagwat, President — Member.
of Goa Council of Ayurvedic
and Other Allied Systems of
Medicine
8. Dr. Bipin Salkar, President of — Member.
Goa Board of Homeopathy
9. Dr. Shivanand Gaus — Member.
10. Dr. Mohan Pai Raikar — Member.
11. Dr. Vinayak Buvaji — Member.
12. Margarette Luci D'Mello, — Member.
Ward Sister, Hospicio
Hospital, Margao
13. Dr. Govind G. Kamat — Member.
14. Dr. Gregory Pereira — Member.
15. Dr. Virendra Gaonkar — Member.
16. Director of Health Services, Secretary.
Government of Goa

This Notification shall come into force on the date of its publication in the Official Gazette.

By order and in the name of the Governor of Goa.

Vikas Gaunekar, Additional Secretary (Health).

Porvorim, 25th April, 2022.



Department of Tourism

Notification

No. 3/3(922)/2022-DT/180

In terms of Article 107 of the Articles of Association of Goa Tourism Development Corporation Ltd. (hereinafter called the said "Corporation"), the Governor of Goa is pleased to appoint the following persons as Directors of the Goa Tourism Development Corporation Ltd., with immediate effect, namely:

1. Shri Ganesh Gaonkar, — Director.
(MLA–Sanvordem Constituency)
2. Secretary (Finance) — Director.
3. Secretary (Tourism) — Director.
4. Director of Tourism — Director.
5. President, Travel & Tourism — Director.
Association of Goa (TTAG)
6. Managing Director, Goa — Director.
Tourism Development
Corporation (GTDC)

In terms of Article 117 of the Article of Association of said Corporation, the Governor of Goa further nominates Shri Ganesh Gaonkar, MLA–Sanvordem Constituency, Director as Chairman of the Corporation.

This supersedes all earlier Notifications issued in this regards from time to time.

By order and in the name of the Governor of Goa.

Menino D'Souza (IAS), Director & ex officio Addl. Secretary (Tourism).

Panaji, 21st April, 2022.



Department of Town & Country Planning

Order

No. 1/6/TCP/RR's/Part/2011-18/595

On recommendation of the Departmental Promotion Committee meeting held on 13-04-2022 conveyed by Goa Public Service Commission vide its letter No. COM/II/11/50(1)/2022/36 dated 13-04-2022, sanction of the Government is hereby conveyed for promotion of following Senior Town Planners to the post of Chief Town Planner (Administration), Chief Town Planner (Land Use) and Chief Town Planner (Planning) in the level 12 of CCS (RP) Rules, 2016 with effect from the date of Departmental Promotion Committee meeting i.e. 13-04-2022 in the order of seniority within their respective grading as on 13-04-2022.

Sr. No.	Name of the Officer	Designation
1.	Shri James Mathew	Chief Town Planner (Administration).
2.	Shri Siddappa M. Byakod	Chief Town Planner (Land Use).
3.	Shri Rajesh J. Naik	Chief Town Planner (Planning).

The officers shall exercise their option for fixation of pay in promotional grade in terms of F.R. 22(I)(a)(1), within a period of one month from the date of issue of the Order.

By order and in the name of the Governor of Goa.

Puneet Kumar Goel, Chief Secretary/HOD (TCP).
Panaji, 20th April, 2022.

Order

No. 1/7/TCP/2022(Part)/601

On recommendation of the Departmental Promotion Committee meeting held on 13-04-2022 conveyed by Goa Public Service Commission vide its letter No. COM/II/11/50(1)/09/38 dated 13-04-2022, sanction of the Government is hereby conveyed for promotion of following Town Planners to the post of Senior Town Planner in the level 11 of CCS (RP) Rules, 2016 with effect from the date of Departmental Promotion Committee meeting i.e. 13-04-2022 in the order of seniority within their respective grading as on 13-04-2022.

Sr. No.	Name of the Officer
1.	Shri Ranjit M. Borkar.
2.	Ms. Vertika Dagur.
3.	Shri Rajindar Kumar Pandita.

The officers shall exercise their option for fixation of pay in promotional grade in terms of F.R. 22(I)(a)(1), within a period of one month from the date of issue of the Order.

By order and in the name of the Governor of Goa.

Puneet Kumar Goel, Chief Secretary/HOD (TCP).
Panaji, 21st April, 2022.

Notification

No. 28/11/TCP/2017-19(Part)/639

In exercise of the powers conferred by sub-sections (1) and (3) of Section 20 of the Goa Town and Country Planning Act, 1974 (Act 21 of 1975), read with Rule 3 of the Goa, Daman and Diu Town and Country Planning (Planning and Development Authorities) Rules, 1977 and in supersession of the Government Notification No. 28/11/TCP/2017-19(Part)/1178 dated 20-07-2021, the Government of Goa hereby reconstitutes in respect of the Margao Planning Area and Ponda Planning Area, both declared as such vide the Government Notification No. 4-5-2-84-UDD(Part)/05/2737

dated 27-9-2005, published in the Official Gazette, Extraordinary No. 3, Series I No. 25 dated 27-09-2005 read with the Government Notification No. 4-5-2-84-UDD (Part)/TCP/2011/4368 dated 20-10-2011, published in the Official Gazette, Extraordinary, Series III No. 29 dated 20-10-2011, Notification No. 4-5-2-84-UDD/(Part)/TCP/2011/4504 dated 3-11-2011, published in the Official Gazette, Series III No. 32 dated 10-11-2011 and Notification No. 4-5-2-84-UDD(Part)/TCP/2012/1616 dated 11-05-2012, published in the Official Gazette, Series III No. 7 dated 17-05-2012, an authority to be called the South Goa Planning and Development Authority consisting of the following members, namely:-

- | | |
|---|------------------------|
| 1. Shri Krishna Salkar,
Hon'ble MLA of Vasco
Assembly Constituency | — Chairman. |
| 2. Shri Digambar Kamat,
Hon'ble MLA, Margao
Assembly Constituency | — Member. |
| 3. Shri Vijay Sardesai,
Hon'ble MLA, Fatorda
Assembly Constituency | — Member. |
| 4. Shri Ravi Naik,
Hon'ble MLA, Ponda
Assembly Constituency | — Member. |
| 5. Shri Sadanand Rajaram Naik,
Councillor of Margao
Municipal Council | — Member. |
| 6. Shri Vishwanath Dalvi,
Councillor of Ponda
Municipal Council | — Member. |
| 7. Shri Anand Pandurang Naik,
Councillor of Ponda
Municipal Council | — Member. |
| 8. Shri Rupesh Mahatme, Margao | — Member. |
| 9. Shri Ramnath Dangui, Usgao | — Member. |
| 10. Shri Saluzinho Esteven
Barretto, Vasco | — Member. |
| 11. Shri Girish Borkar, Vasco | — Member. |
| 12. Shri Maruti Dharmu
Desai, Cuncolim | — Member. |
| 13. Town Planning Officer | — Member
Secretary. |

This Notification shall come into force on the date of its publication in the Official Gazette.

By order and in the name of the Governor of Goa.

James Mathew, Chief Town Planner & ex officio Joint Secretary (Administration).

Panaji, 25th April, 2022.

Notification

No. 28/11/TCP/2017-19/644

In exercise of the powers conferred by sub-sections (1) and (3) of Section 20 of the Goa Town and Country Planning Act, 1974 (Act 21 of 1975), read with Rule 3 of the Goa, Daman and Diu Town and Country Planning (Planning and Development Authorities) Rules, 1977 and in supersession of the Government Notification No. 28/11/TCP/2017-19/2948 dated 13-11-2019, published in the Official Gazette, Series II No. 33 dated 14-11-2019, the Government of Goa, in consultation with the Goa Town and Country Planning Board, hereby re-constitutes in respect of (i) Mapusa Planning Area declared as such vide the Government Notification No. 4-5-2-84-UDD/Pt/TCP/2012-15/4928 dated 09-12-2015, published in the Official Gazette, Series I No. 38 dated 17-12-2015; (ii) Calangute-Candolim Planning Area declared as such vide the Government Notification No. 4-5-2-84-UDD/pt/TCP/15/60 dated 08-01-2015, published in the Official Gazette, Series II No. 42 dated 15-01-2015, read with the Government Notification No. 4-5-2-84-UDD/Pt/TCP/2016/4297 dated 18-10-2016, published in the Official Gazette, Series II No. 29 dated 20-10-2016; and (iii) Arpora-Nagoa-Parra Planning Area declared as such vide the Government Notification No. 28/10/TCP/2018/163 dated 24-01-2018, published in the Official Gazette, Series III No. 43 dated 25-01-2018, an authority to be called the North Goa Planning and Development Authority consisting of the following members, namely:-

- | | |
|---|----------------|
| 1. Smt. Jennifer Monserrate,
Hon'ble MLA of
Taleigao Constituency | — Chairperson. |
| 2. Hon'ble MLA, Calangute
Assembly Constituency | — Member. |
| 3. Hon'ble MLA, Mapusa
Assembly Constituency | — Member. |
| 4. Hon'ble MLA, Saligao
Assembly Constituency | — Member. |
| 5. Hon'ble MLA, Thivim
Assembly Constituency | — Member. |
| 6. Hon'ble MLA, Siolim
Assembly Constituency | — Member. |
| 7. Hon'ble MLA, Aldona
Assembly Constituency | — Member. |

8. Shri Sushant Harmalkar, — Member.
Councillor, Mapusa
Municipal Council
9. Shri Aashirwad Khorjuvekar,
Councillor, Mapusa
Municipal Council
10. Shri Rupesh Kamat, — Member.
Mapusa
11. Shri Pedro Coutinho, Taleigao — Member.
12. Shri Sagar Naik, Mapusa — Member.
13. Shri Mario Fernandes, Taleigao — Member.
14. Shri Gurudas Shiroadkar, — Member.
Calangute
15. Town Planning Officer — Member
Secretary.

This Notification shall come into force on the date of its publication in the Official Gazette.

By order and in the name of the Governor of Goa.

James Mathew, Chief Town Planner & ex officio Joint Secretary (Administration).

Panaji, 27th April, 2022.

Office of the Chief Town Planner (Admn.)

Order

No. 17/01/TC-UD/TCP/2015/602

Government is pleased to order transfer of the following officers of the Town and Country Planning Department, in public interest, with immediate effect:

Sr. No.	Name & Designation	Present posting	Proposed posting
1	2	3	4
1.	Shri R. M. Borkar, Sr. Town Planner	Member Secretary, South Goa PDA	Senior Town Planner, South Goa District office, Margao.
2.	Ms. Vertika Dagur, Sr. Town Planner	Headquarters, Panaji	Senior Town Planner, North Goa District Office, Mapusa and addl. charge Headquarters, Panaji.
3.	Shri Vinod Kumar Chandra, Town Planner	South Goa District office, Margao	Member Secretary, South Goa PDA.
4.	Shri Sandip P. Surlakar, Dy. Town Planner	Tiswadi Taluka Office, Panaji	South Goa District office, Margao.
5.	Shri K. Ashok Kumar, Dy. Town Planner	Mormugao PDA, Additional charge Quepem Taluka office	Tiswadi Taluka Office, Panaji.
6.	Shri Prakash Bandodkar, Dy. Town Planner	North Goa District office	Pernem Taluka Office, Pernem.
7.	Shri Zaidev Aldonkar, Dy. Town Planner	Bicholim Taluka office	North Goa District Office, Mapusa.

1	2	3	4
8.	Shri Ritesh Shirodkar, Dy. Town Planner	Headquarters, Panaji additional charge of Mormugao Taluka office	Member Secretary, Mormugao PDA and additional charge of Mormugao Taluka office.
9.	Shri Shivprasad Murari, Dy. Town Planner	Pernem Taluka Office, Pernem	Bicholim Taluka office, Bicholim.
10.	Smt. Sampurna Bhagat, Dy. Town Planner	Headquarters, Panaji	GIDC & RERA.
11.	Shri Yugandaraj Redkar, Dy. Town Planner	Canacona Taluka Office, additional charge RERA	Quepem Taluka Office, Quepem and addl. charge Canacona Taluka Office, Canacona.

The officers shall join the new place of posting with immediate effect without availing joining time.

The Officers shall complete handing over and taking over process with immediate effect and submit compliance.

By order and in the name of the Governor of Goa.

James Mathew, Chief Town Planner (Administration).

Panaji, 21st April, 2022.

Corrigendum

No. 17/01/TC-UD/TCP/2015-17/626

Ref No.: 1/7/TCP/2022 (Part)/601 dated 21-04-2022.

In the Order read at preamble, the designation of Shri R. M. Borkar and Ms. Vertika Dagur may be read as "Senior Town Planner" instead of "Town Planner".

All other contents of the Order shall remain unaltered.

James Mathew, Chief Town Planner (Administration).

Panaji, 25th April, 2022.

Office of the Chief Town Planner (Planning)

Order

No. 47/5/TCP/2022-23/1026

In exercise of the powers conferred by sub-section (1) of Section 132 of the Goa Town and Country Planning Act, 1974 (Act No. 21 of 1975), the Government of Goa hereby directs the Planning and Development Authorities specified in column (2) of the Table below to keep on hold their respective draft Outline Development Plans as specified in the corresponding entries in column (3) of the Table below and further directs them to prepare fresh Outline Development Plans for their respective Planning areas in consultation with the consultants/ experts as may be decided by the Government and the Goa Town and Country Planning Board.

TABLE

Sr. No.	Name of the Planning and Development Authority	Name of the Draft Outline Development Plan
1	2	3
1.	Greater Panaji Planning and Development Authority	Draft Outline Development Plan of Panaji-2031.
2.	Greater Panaji Planning and Development Authority	Draft Outline Development Plan of Kadamba Planning Area-2031.
3.	North Goa Planning and Development Authority	Draft Outline Development Plan for Mapusa Planning Area.

1	2	3
4.	South Goa Planning and Development Authority	Draft Outline Development Plan of Margao Planning Area-2031.
5.	South Goa Planning and Development Authority	Draft Outline Development Plan of Ponda Planning Area-2031.

This Order shall come into force with immediate effect.

By order and in the name of the Governor of Goa.

Rajesh J. Naik, Chief Town Planner & ex Officio Joint Secretary (Planning).

Panaji, 27th April, 2022.

Notification

No. 47/5/TCP/2022-23/1025

In exercise of the powers conferred by Section 40 of the Goa Town and Country Planning Act, 1974 (Act No. 21 of 1975), the Government of Goa, being satisfied that a grave emergency exists which necessitates the suspension of certain Outline Development Plans, hereby suspends the following Outline Development Plans for a period of sixty days from the date of commencement of this Notification, namely:-

- (i) Outline Development Plan for Calangute-Candolim Planning area-2025.
- (ii) Outline Development Plan for Arpora-Nagoa-Parra Planning area-2030.
- (iii) Outline Development Plan-2030 for Vasco-da-Gama Planning area.

Further, in exercise of the powers conferred by sub-section (1) of Section 132 of the said Act, the Government of Goa hereby directs that,—

(I) the aforesaid Outline Development Plans shall be reviewed and examined in detail by the Committee consisting of the following members, namely:-

- (i) Shri Rajesh J. Naik,
Chief Town Planner (Planning) — Chairman.
- (ii) Senior Town Planner (North) — Convener.
- (iii) Senior Town Planner
(South) — Member.
- (iv) Shri Avez Azim Shaikh
Joint Secretary of
Confederation of Real
Estate Developers Association
of India, CREDAI
(Representative of CREDAI) — Member.
- (v) Shri Amit Sukhthnkar
Chairman of Indian Institute
of Architects (IIA)
(Representative of IIA) — Member.
- (vi) Shri Akash Khaunte,
Confederation of Indian
Industry (CII)
(Representative of CII) — Member.
- (vii) Shri Gajanan Karkare
Chairman of Institution of
Engineers (India), IEI
(Representative of IEI) — Member.

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- | | |
|--|-----------|
| (viii) Smt. Snehalata Pednekar
Member, Institute of Town
Planners, India, Goa Regional
Chapter [ITPI (GRC)]
[Representative of ITPI (GRC)] | — Member. |
| (ix) Member Secretary of
North Goa Planning
and Development Authority | — Member. |
| (x) Member Secretary of
the Mormugao Planning,
Planning and Development
Authority | — Member. |

II. The Regional Plan Goa – 2021 shall be applicable in respect of Calangute-Candolim Planning Area and Arpora-Nagoa-Parra Planning Area and Outline Development Plan–2026 for Vasco-da-Gama Planning Area shall be applicable in respect of Vasco-da-Gama Planning Area, until further order of the Government.

The above Committee shall submit report to the Government within a period of sixty days from the date of issue of this Notification.

This Notification shall come into force with immediate effect.

By order and in the name of the Governor of Goa.

Rajesh J. Naik, Chief Town Planner & ex officio Joint Secretary (Planning).

Panaji, 27th April, 2022.

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